

THE STATE OF OHIO

PRECIPE

DS 1284960

Cuyahoga County

Case Number: CR-19- 636461 -A

To the Sheriff of Cuyahoga County:

You are hereby commanded to summon:

CUYAHOGA COUNTY DEPARTMENT OF LAW

2079 E. 9TH STREET

CLEVELAND, OH 44115-0000

JUDGE: PATRICIA COSGROVE

ROOM: CH3B

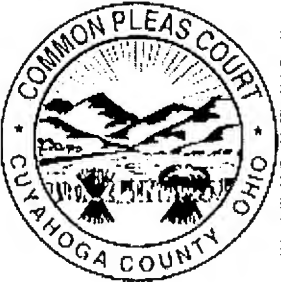
IN LIEU OF APPEARANCE, PLEASE PROVIDE THE MATERIALS IDENTIFIED IN THE ATTACHED DUCES TECUM.

\*\*SEE ATTACHMENTS\*\*

Please Call Defense Attorney: ROGER M SYNENBERG at (216) 622-2727 BEFORE Appearing

TO THE WITNESS

YOU ARE HEREBY ordered to appear, under penalty of law, before the COURT OF COMMON PLEAS, held at the Courts Tower - Justice Center, Lakeside and Ontario Streets, in the City of Cleveland, within and for said County, on the **25th day of June, 2019**, at **01:00 o'clock P.M.**, to testify to all and singular such matters and things which you may know in a certain action in court pending, and then and there to be determined, between the STATE OF OHIO, plaintiff, and **EMILY MCNEELEY (defendant 14506372)**, on the part of the DEFENSE.



WITNESS, NAILAH K. BYRD, Clerk Court of Common Pleas and the seal of said Court, as Cleveland, Ohio, this 29th day of May, A.D. 2019.

NAILAH K. BYRD, Clerk

by

## WITNESS CERTIFICATION

DATE	TIME	
	IN	OUT

The within named witness has been discharged and did appear on the following dates:

Before leaving the Courtroom, make sure the Prosecutor and/or Judge or Bailiff certifies the below form in order to correctly process your witness voucher. Take this completed certification to the Clerk's office – **SECOND LEVEL**.

PROSECUTOR, DEFENSE ATTORNEY AND/OR BAILIFF \_\_\_\_\_

DEPUTY CLERK \_\_\_\_\_ FILE DATE: \_\_\_\_\_

**TO THE WITNESS: BRING THIS COPY OF THE SUBPOENA AND I.D. WITH YOU.**

## NOTICE TO VICTIMS OF CRIME

If you are a Victim of a Violent Crime and have been injured, you may qualify for compensation under the Ohio Victims Of Crime Program. Call 1-800-824-8263 for further information or contact the Cuyahoga County Witness Victim Program at 443-7399.

**DEFENSE SUBPOENA**

(Criminal Rule 17)

THE STATE OF OHIO

**PRECIPE****DS 1284960**

Cuyahoga County

Case Number: CR-19- 636461 -A

To the Sheriff of Cuyahoga County:

You are hereby commanded to summon:

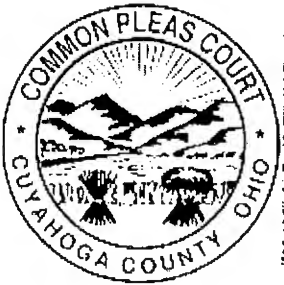
CUYAHOGA COUNTY DEPARTMENT OF LAW

2079 E. 9TH STREET

CLEVELAND, OH 44115-0000

**JUDGE: PATRICIA COSGROVE****ROOM: CH3B**IN LIEU OF APPEARANCE, PLEASE PROVIDE THE MATERIALS IDENTIFIED IN THE ATTACHED DUCES TECUM.  
\*\*SEE ATTACHMENTS\*\*Please Call Defense Attorney: **ROGER M SYNENBERG** at (216) 622-2727 BEFORE AppearingTO THE WITNESS

YOU ARE HEREBY ordered to appear, under penalty of law, before the COURT OF COMMON PLEAS, held at the Courts Tower - Justice Center, Lakeside and Ontario Streets, in the City of Cleveland, within and for said County, on the **25th day of June, 2019, at 01:00 o'clock P.M.**, to testify to all and singular such matters and things which you may know in a certain action in court pending, and then and there to be determined, between the STATE OF OHIO, plaintiff, and **EMILY MCNEELEY (defendant 14506372)**, on the part of the DEFENSE.



WITNESS, NAILAH K. BYRD, Clerk Court of Common Pleas, and the seal of said Court, as Cleveland, Ohio, this 29th day of May, A.D. 2019.

NAILAH K. BYRD, Clerk

by

FOR SHERIFF'S USE ONLYRETURN OF SUBPOENA:

On \_\_\_\_\_, I \_\_\_\_\_ served the within named for him, them, at their usual place of business or residence, a true and certified copy thereof with all endorsements therein.

SHERIFF FEES			
Service and Returns .....	\$		
Miles Traveled .....	\$		CUYAHOGA COUNTY SHERIFF DEPT., Sheriff
Total .....	\$		
			Deputy Sheriff



Common Pleas Court of Cuyahoga County, Ohio

Nailah K. Byrd, Clerk of Courts

Defense Subpoena Criminal Rule 17 Worksheet

Case information:

Defendant: Emily McNeeley

Case number: CR-19-636461-A

Judge: Patricia Cosgrove

Courtroom: To be determined

Attorney/Pro Se Party: Roger M. Synenberg

Bar number: 0032517

Phone: 216-622-2727

To summon:

First name: Cuyahoga County Department of Law

Last name: \_\_\_\_\_

Address #1: \_\_\_\_\_

Address #2 (optional): \_\_\_\_\_

City/State/Zip: Cleveland, Ohio 44115

☒ Attorney Service

☐ Sheriff Service

☐ Process Server

☐ Other

To the witness:

In lieu of appearance, please provide the materials identified in the attached Duces Tecum.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Appearance:

Date: 6/25/2019

Time: 1:00 P.M.

Forthwith: ☐ Yes ☒ No

In lieu of E-Filing, this form is provided as a courtesy to allow the Clerk's staff to input information to generate a subpoena. This form is not meant for service. Please deliver the completed form to the 2<sup>nd</sup> floor Justice Center Cuyahoga County Clerk of Courts, Criminal Division.

Per Ohio Criminal Rules of Procedure 17(D): A subpoena may be served by a sheriff, bailiff, coroner, clerk of court, constable, marshal, or a deputy of any, by a municipal or township policeman, by an attorney at law or by any person designated by order of the court who is not a party and is not less than eighteen years of age. Service of a subpoena upon a person named therein shall be made by delivering a copy thereof to such person or by reading it to him in person or by leaving it at his usual place of residence, and by tendering to him upon demand the fees for one day's attendance and the mileage allowed by law. The person serving the subpoena shall file a return thereof with the clerk. If the witness being subpoenaed resides outside the county in which the court is located, the fees for one day's attendance and mileage shall be tendered without demand. The return may be forwarded through the postal service, or otherwise.

### Duces Tecum to Cuyahoga County

For the following county employees, provide the information specified in the “electronic communications requested and date range” column below:

Email Address	Cuyahoga County Employee	Electronic communications requested and date range
<a href="mailto:scammock@cuyahogacounty.us">scammock@cuyahogacounty.us</a>	Sarah Cammock	For the period of 3/16/16- present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:scammock@cuyahogacounty.us">scammock@cuyahogacounty.us</a> .
<a href="mailto:idawkrizman@cuyahogacounty.us">idawkrizman@cuyahogacounty.us</a>	Ilonaw Daw Krizman	For the period of 4/5/14 – 9/19/16, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:idawkrizman@cuyahogacounty.us">idawkrizman@cuyahogacounty.us</a> . Additionally, provide all internet browsing history for this time period.
<a href="mailto:mdgriffin@cuyahogacounty.us">mdgriffin@cuyahogacounty.us</a>	Mark Griffin	For the period of 3/1/15 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted c-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address

		<a href="mailto:mdgriffin@cuyahogacounty.us">mdgriffin@cuyahogacounty.us</a> . Additionally, provide all internet browsing history for this time period.
<a href="mailto:ddavtovich@cuyahogacounty.us">ddavtovich@cuyahogacounty.us</a>	Debbie Davtovich	For the period of 4/5/14 – 1/18/19, provide all internet browsing history.
<a href="mailto:mdimarino@cuyahogacounty.us">mdimarino@cuyahogacounty.us</a>	Michael DiMarino	For the period of 3/16/16 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:mdimarino@cuyahogacounty.us">mdimarino@cuyahogacounty.us</a> .
<a href="mailto:jhay@cuyahogacounty.us">jhay@cuyahogacounty.us</a>	James Hay	For the period of 4/1/17 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:jhay@cuyahogacounty.us">jhay@cuyahogacounty.us</a> .
<a href="mailto:vhoward@cuyahogacounty.us">vhoward@cuyahogacounty.us</a>	Valissa Howard	For the period of 3/16/16 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with

		<p>attachments, drafts, conversations, and calendars associated with the email address  <a href="mailto:vhoward@cuyahogacounty.us">vhoward@cuyahogacounty.us</a>.</p>
<a href="mailto:mkeenan@cuyahogacounty.us">mkeenan@cuyahogacounty.us</a>	Maggie Keenan	<p>For the period of 10/1/15 – 1/18/19, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address  <a href="mailto:mkeenan@cuyahogacounty.us">mkeenan@cuyahogacounty.us</a>.  Additionally, provide all internet browsing history for this time period.</p>
<a href="mailto:llockett@cuyahogacounty.us">llockett@cuyahogacounty.us</a>	Lenora Lockett	<p>For the period of 4/5/14 – 1/18/19, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address  <a href="mailto:llockett@cuyahogacounty.us">llockett@cuyahogacounty.us</a>.  Additionally, provide all internet browsing history for this time period.</p>
<a href="mailto:tmcaleer@cuyahogacounty.us">tmcaleer@cuyahogacounty.us</a>	Trevor McAleer	<p>For the period of 4/5/14 – 1/18/19, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address</p>

		<a href="mailto:tmcaleer@cuyahogacounty.us">tmcaleer@cuyahogacounty.us</a> . Additionally, provide all internet browsing history for this time period.
<a href="mailto:emenceley@cuyahogacounty.us">emenceley@cuyahogacounty.us</a>	Emily McNeeley	For the period of 11/17/14 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:emenceley@cuyahogacounty.us">emenceley@cuyahogacounty.us</a> .
<a href="mailto:cnappi@cuyahogacounty.us">cnappi@cuyahogacounty.us</a>	Cindy Nappi	For the period of 5/1/16 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:cnappi@cuyahogacounty.us">cnappi@cuyahogacounty.us</a> . Additionally, provide all internet browsing history for this time period
<a href="mailto:srourke@cuyahogacounty.us">srourke@cuyahogacounty.us</a>	Scot Rourke	For the period of 12/21/15 – 2/21/18, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address

		<a href="mailto:srourke@cuyahogacounty.us">srourke@cuyahogacounty.us</a> . Additionally, provide all internet browsing history for this time period.
<a href="mailto:cswaisgood@cuyahogacounty.us">cswaisgood@cuyahogacounty.us</a>	Cory Swaisgood	For the period of 7/6/17 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:cswaisgood@cuyahogacounty.us">cswaisgood@cuyahogacounty.us</a> . Additionally, provide all internet browsing history for this time period.
<a href="mailto:rtiozzi@cuyahogacounty.us">rtiozzi@cuyahogacounty.us</a>	Bob Triozzi	For the period of 7/6/17 – 1/18/19, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:rtiozzi@cuyahogacounty.us">rtiozzi@cuyahogacounty.us</a> .
<a href="mailto:myoung@cuyahogacounty.us">myoung@cuyahogacounty.us</a>	Michael Young	For the period of 11/17/14 – present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars associated with the email address <a href="mailto:myoung@cuyahogacounty.us">myoung@cuyahogacounty.us</a> .



		Additionally, provide all internet browsing history for this time period.
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**\*Records should be provided in .pst format where applicable.**

Records may be delivered via fax, e-mail, or mail to the following:

Roger M. Synenberg, Esq.  
Clare C. Moran, Esq.  
Matthew A. Kurz, Esq.  
Synenberg & Associates, LLC  
55 Public Square, Ste. 1331  
Cleveland, Ohio 44113  
Fax: 216-622-2707  
Email: [rsynenberg@aol.com](mailto:rsynenberg@aol.com); [cmoran@synenberg.com](mailto:cmoran@synenberg.com); [mkurz@synenberg.com](mailto:mkurz@synenberg.com)

If you have any questions, please contact Roger Synenberg, Clare Moran or Matthew Kurz at 216-622-2727.